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3000111-7048184001 (4818 CIP1)

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<u></u>	IN	THE UNITED STATES PATEN	NT AND TRADEMARK OFFICE
Dav Ser File For Ma Cor	vid L. lial No. ed: No ed: FLE	oner for Patents	Confirmation No.: 9975  Examiner: Pedro Philogene  RESPONSE UNDER 37 CFR § 1.116 EXPEDITED PROCEDURE
Alexandria, VA 22313-1450			EXAMINING GROUP
AM Sir:	Trans		FINAL REJECTION – TRANSMITTAL  after final rejection (37 CFR § 1.116) for this
	$\boxtimes$	Amendment After Final Respons	se - 37 CFR § 1.116 (17 pages);
	$\boxtimes$	Return Postcard.	
		CERTIFICATE	OE MAILING
		(37 C.F.R	
States P	ostal Ser		ng attached or enclosed) is being deposited with the United ostage as First Class Mail in an envelope addressed to Mail, VA 22313-1450.
			Carolyn Tobias
	10	/20/05	Name of Person Mailing Paper Caralyn Jabras
Date of Deposit			Signature of Person Depositing Paper

Check in the amount of \$\_\_\_\_\_ is enclosed to cover the above fee(s).

Charge Bingham McCutchen's Deposit Account No. 50-2518 in the amount of \$\_\_\_\_\_ .

The Commissioner is authorized to charge Bingham McCutchen's Deposit Account No. 50-2518 for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part and to credit any overpayments to said Deposit Account No. 50-2518.

Respectfully submitted,

BINGHAM McCUTCHEN LLP

David T. Burse
Reg. No. 37,104

3000111-7048184001

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PATENT TRADEMARK OFFICE

Dkt No. 3000111-7048184001 (4818CIP1)

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## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	) Oroup Art Unit: 3732
David L. Brock, et al.	) Confirmation No.: 9975
Serial No.: 10/010,150	) <b>Examiner:</b> Pedro Philogene
Filed: November 16, 2001	)
For: FLEXIBLE INSTRUMENT	)
	)

## **RESPONSE TO OFFICE ACTION**

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Final Office Action mailed July 20, 2005. A current listing of the claims begins at page 2. Remarks begin at page 16.